# ADOPTED BY FEB 1 7 2003 COUNCIL

Entered - 09/25/02 - sb

CL02L0676 - DIANNE C. MITCHELL

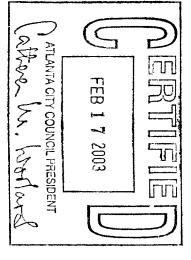
CLAIM OF: HENRY H. KING, JR.

1960 Allison Court, SW

Apt. C-8

Atlanta, Georgia 30311-4954

03- /<sup>2</sup> -0134



For damages alleged to have been sustained as a result of vehicular damage due to sewer construction in the roadway on August 19, 2002 at Campbellton Road and Oakland Drive.

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **HENRY H. KING, JR.** the sum of \$996.95 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of vehicular damage due to sewer construction in the roadway on August 19, 2002 at Campbellton Road and Oakland Drive as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

APPROVED: LINDA K. DISANTIS
CITY ATTORNEY



BY: ROSALIND RUBENS NEWELL

DEPUTY CITY ATTORNEY

FAVORABLE REPORT

APPROVI MAYON



#### MUNICIPAL CLERK ATLANTA, GEORGIA

03-R-0134

A RESOLUTION

**BY PUBLIC SAFETY &** LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to Henry H. King, Jr. in the sum of \$996.95 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of vehicular damage due to sewer construction in the roadway on August 19, 2002 at Campbellton Road and Oakland Drive as is more particularly set forth in the within claim; said sum taken from and charged to Account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy.

ADOPTED by the Council APPROVED by the Mayor Municipal Clerk, CMC

FEB 17, 2003 FEB 25, 2003

## DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. <u>02L0676</u>	Date:
Claimant /Victim HENRY H. KING, JR.	
BY: (Atty)(Ins. Co.)	
Address: 1960 Allison Court SW Ant	C-8, Atlanta, Georgia 30311-4954  996.95 Bodily Injury \$
Subrogation: Claim for Property damage \$	996 95 Rodily Injury \$
Date of Notice: 09/16/02 Method: Wri	tten, proper X Improper Ante Litem (6 Mo.) X  upbellton Road and Oakland Drive
Conforms to Notice: O C G A 836-33-5	Anto Litam (6 Ma)
Date of Occurrence 08/19/02 Place: Cam	whellton Pood and Oakland Drive
Department Public Works	Division: Server On and in
Employee involved	Division: Sewer Operations Disciplinary Action:
Zimprojee inverved	_ Disciplinary Action:
NATURE OF CLAIM: The claimant damaged his veh the roadway causing damages in the above amount.	icle when he drove over an open sewer construction cut in
INVESTIGATION:	
Statements: City amployee V Claiment V	04
Pictures V Diagrams Pararty P.1'	Others Written Oral X
Traffic attations issued. City Driver Reports: Police	Dept Report Other
Citation diamogitism. City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver
BASIS OF RECOMMENDATION:	
Function: Governmental	Ministerial XOther Damages reasonable X
Improper Notice More than Six Months	Other Damages reasonable V
City not involved Offer reject	ed Compromise settlement
Renair/replacement by Ins. Co.	Renair/replacement by City Foress
Claimant Negligent City Negligent Y	Repair/replacement by City ForcesJoint Claim Abandoned
ony regingent X	Claim Abandoned
	Respectfully submitted,
	INVESTIGATOR - DIANNE C. MITCHELL
	INVESTIGATOR - DIANNE C. MITCHELL
	/
RECOMMENDATION:	
Pay \$ 996.95 / Adverse / Account c	harged: 1A012J01_X2H012P01
Claims Manager: // // Claims Manager: // // // Claims Manager: // // // Claims Manager: // // // // // // // // // // // // //	Concur/date
Committee Action:	Council Action

FORM 23-61

### Atlanta City Council

### Regular Session

CONSENT I Pgs. 1-11: Except 03-R-0224

ADOPT

YEAS: 14 NAYS: 0 ABSTENTIONS: 0

NOT VOTING: 2

EXCUSED: 0
ABSENT 0

Y Smith Y Archibong Y Moore Y Mitchell Y Starnes Y Fauver NV Martin Y Norwood Y Young Y Shook Y Maddox Y Willis Y Winslow Y Muller Y Boazman NV Woolard

2/17/03 FULL COUNCIL	MEETING
Items Adopted on the	Items Adversed on the Consent
Consent Agenda	Agenda
J	
1. 02-O-0037 37. 03-R-0161	39. 03-R-0137
2. 03-O-0127 38. 03-R-0162	40. 03-R-0138
3. 03-O-0185	41. 03-R-0139
4. 03-O-0187	42. 03-R-0163
5. 03-O-0085	43. 03-R-0164
6. 03-O-0125	44. 03-R-0165
7. 03-R-0143	45. 03-R-0166
8. 03-R-0144	46. 03-R-0167
9. 03-R-0189	47. 03-R-0168
10. 03-R-0210	48. 03-R-0169
11. 03-R-0211 12. 03-R-0212	49. 03-R-0170
12. 03-R-0212 13. 03-R-0213	50. 03-R-0171
14. 03-R-0145	51. 03-R-0172 52. 03-R-0173
15. 03-R-0146	53. 03-R-0175 53. 03-R-0174
16. 03-R-0149	54. 03-R-0174 54. 03-R-0175
17. 03-R-0150	55. 03-R-0176
18. 03-R-0151	56. 03-R-0177
19. 03-R-0152	57. 03-R-0178
20. 03-R-0153	58. 03-R-0179
21. 03-R-0160	59. 03-R-0180
22. 03-R-0207	60. 03-R-0181
23. 03-R-0208	61. 03-R-0201
24. 03-R-0209	
25. 03-R-0141	
26. 03-R-0142	
27. 03-R-0140	
28. 03-R-0128	
29. 03-R-0129	
30. 03-R-0130	
31. 03-R-0131	
32. 03-R-0132	
33. 03-R-0133 34. 03-R-0134	
35. 03-R-0135	
36. 03-R-0136	
50. 05-IX-0150	

Consent I Vote: 14Yeas; 0 Nays: (See RCS #4470) Item Removed from the Consent Agenda: 03-R-0224